JCO7 Rec'd PCT/PTO 29 APR

IN THE UNITED STA

PATENT AND TRADEMARK OFFICE

In re Application of

G. Richardson, et al.

GROUP ART UNIT: unknown

Serial No.: 10/526,143

EXAMINER: unknown

Filed: February 28, 2005

For: RESPIRATOR

> April 26, 2005 Attorney Docket No. 41577/312175

> > I hereby certify that this correspondence is being deposited with the Unit 15 as first class mail

tal Service infressed to demarks, Alex-

Commissioner & andria, VA 22313-14

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98, Applicants identify the materials listed below and on the form accompanying this submission:

U.S. PATENTS

<u>Number</u>	<u>Inventors</u>	<u>Date</u>
6,371,116 4,799,477 4,574,799	Resnick Lewis Warncke	April 16, 2002 January 24, 1989 March 11, 1986
3,330,273	Bennett	July 11, 1967

NON-U.S. PATENT DOCUMENTS

Number	Country/Region	<u>Date</u>
WO 02/11816	WIPO/PCT	February 14, 2002
WO 01/97915	WIPO/PCT	December 27, 2001
1587812	United Kingdom	April 8, 1981
297854	United Kingdom	October 25, 1928
1181554	Germany	November 12, 1964

Copies of the listed non-U.S. patent documents are enclosed.

Applicants do not concede that the identified materials, or any of them, constitute prior art within the meaning of the United States patent laws. The German-language document may be relevant at least because cited (albeit only as an "A" reference) in connection with the PCT application from which the above-identified application derives and because it appears to disclose respiratory equipment.

Applicants are submitting this paper within three months of the filing of the application and before receipt of an Office Action concerning the merits of the invention claimed in the application and accordingly believe no fee is due. See 37 C.F.R. § 1.97(b). However, if Applicants' beliefs are mistaken, the Assistant Commissioner is authorized to debit deposit account No. 11-0855 for any such fee presently due.

OF COUNSEL:

2.5

Kilpatrick Stockton LLP 1100 Peachtree Street Suite 2800 Atlanta, Georgia 30309 (404) 815-6500 Respectfully submitted,

Dean W. Russell Req. No. 33,452

Attorney for the Assignee

PTO/SB/08a (08-03) Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

	Substitute i	for form 1449A/PTO		CALLED BY	Application Number	Complete if Known	
	INF	ORMATIO	N D	ISCLOSURE	Filing Date	February 28, 2005	
STATEMENT BY APPLICANT				APPLICANT	First Named Inventor	G. Richardson, et al.	
					Art Unit	Unknown	
		(Use as many sho	eets as n	ecessary)	Examiner Name	Unknown	
$\overline{}$	Sheet	1	of	2	Attorney Docket Number	41577/312175	

		Document Number		Name of Patentee or Applicant of Cited Document		
Examiner Initials *	Cite No.1	Number - Kind Code ² (if known)	Publication Date MM-DD-YYYY	Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		6,371,116	4/16/02	Resnick		
		4,799,477	1/24/89	Lewis		
		4,574,799	3/11/86	Warncke		
		3,330,273	7/11/67	Bennett		
			<u></u>			
					· · · · · · · · · · · · · · · · · · ·	
	 					
	 					
	-					
		<u> </u>				
	 					
	 					

FOREIGN PATENT DOCUMENTS								
Examiner	Cite	Foreign Patent Document		Name of Patentee or	Pages, Columns, Lines,			
Initials*	No.1	Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T ⁶		
		WIPO/PCT - WO 02/11816	2/14/02					
		WIPO/PCT - WO 01/97915	12/27/01					
		1587812 United Kingdom	4/8/81					
-		297854 - United Kingdom	10/25/28					
		1181554 - Germany	11/12/64					

Examiner Signature	Date Considered	
		L

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/08b(08-03)

Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act 25, no persons are red red to respond to a collection of information unless it contains a valid OMB control number

Su	bstitute for f	orm 1449B/PTO				Complete if Known	
•	NICOD	3 f 4 mro3	TDI	COL COURT	Application Number	10/526,143	
INFORMATION DISCLOSURE					Filing Date	February 28, 2005	
S	STATEMENT BY APPLICANT				First Named Inventor	G. Richardson, et al.	•
		Art Unit	Unknown				
	(Use as many sheets as necessary)				Examiner Name	Unknown	
S	heet	2	of	2	Attorney Docket Number	41577/312175	

NON PATENT LITERATURE DOCUMENTS						
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²			
		"Airline Water Supplies," available at http://www.epa.gov/airlinewater, 9 pages, 2004.				
		"EPA Reaches Agreement with Major Airlines to Implement New Aircraft Water Protocols," available at http://yosemite/epa.gov.opa , 2 pages, November 9, 2004.				

Examiner	Date	
Signature	Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not

considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.